

**CS FOR HOUSE BILL NO. 258(JUD)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - SECOND SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 4/12/06

Referred: Rules

Sponsor(s): REPRESENTATIVES LYNN, Neuman, Kelly

**A BILL**

**FOR AN ACT ENTITLED**

1   **"An Act relating to aggravating factors at sentencing for sexual assault and sexual**  
2   **abuse."**

3   **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4    \* **Section 1.** AS 12.55.155(c) is amended by adding a new paragraph to read:

5                   (33) the offense was a felony specified in AS 11.41.410 - 11.41.455,  
6       the defendant had been previously diagnosed as having or having tested positive for  
7       HIV or AIDS, and the offense either (A) involved penetration, or (B) exposed the  
8       victim to a risk or a fear that the offense could result in the transmission of HIV or  
9       AIDS; in this paragraph, "HIV" and "AIDS" have the meanings given in  
10      AS 18.15.310.

11   \* **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to  
12   read:

13           **APPLICABILITY.** This Act applies to offenses occurring on or after the effective date  
14   of this Act.